

*Arrest* WIM  
ARCD  
177



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
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08/455,683 05/31/95 BELL

G ARCD: 177/WIM

0232/0717

ARNOLD WHITE & DURKEE  
P O BOX 4433  
HOUSTON TX 77210

DATE MAILED: 0000

**NOTICE TO FILE MISSING PARTS OF APPLICATION** 07/17/95  
**FILING DATE GRANTED**

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted **ALONG WITH THE PAYMENT OF A SURCHARGE** for items 1 and 3-6 only of \$ 30.00 for large entities or \$ 10.50 for small entities who have filed a verified statement claiming such status. The surcharge is set forth in 37 CFR 1.16(e).

If all required items on this form are filed within the period set below, the total amount owed by applicant as a ☐ large entity, ☐ small entity (verified statement filed), is \$ 0.

Applicant is given **ONE MONTH FROM THE DATE OF THIS LETTER, OR TWO MONTHS FROM THE FILING DATE** of this application, **WHICHEVER IS LATER**, within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

1. ☐ The statutory basic filing fee is: ☐ missing ☐ insufficient. Applicant as a ☐ large entity ☐ small entity, must submit \$ \_\_\_\_\_ to complete the basic filing fee.

2. ☐ Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity, ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

3. ☐ The oath or declaration:

☐ is missing.

☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date is required.

4. ☐ The oath or declaration does not identify the application to which it applies. An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. ☐ The signature(s) to the oath or declaration is/are: ☐ missing; ☐ by a person other than the inventor or a person qualified under 37 CFR 1.42, 1.43, or 1.47. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

6. ☐ The signature of the following joint inventor(s) is missing from the oath or declaration:

\_\_\_\_\_. An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

7. ☐ The application was filed in a language other than English. Applicant must file a verified English translation of the application and a fee of \$ \_\_\_\_\_ under 37 CFR 1.17(k), unless this fee has already been paid.

8. ☐ A \$ \_\_\_\_\_ processing fee is required since your check was returned without payment. (37 CFR 1.21(m)).

9. ☐ Your filing receipt was mailed in error because your check was returned without payment.

10. ☒ The application does not comply with the Sequence Rules. See attached Notice to Comply with Sequence Rules 37 CFR 1.821-1.825.

11. ☐ Other.

Direct the response to Box Missing Part and refer any questions to the Customer Service Center at (703) 308-1202.

**A copy of this notice MUST be returned with the response.**

RECEIVED  
AUG 28 1995  
GROUP 1800

*File Missing Parts*  
DOCKETED  
FOR 8-17-95  
BY 99  
DATE 8-17-95  
*Sequence Listing*

923394  
COMPUTER INPUT #  
A.W.D.

AUG 28 1995

DOCKET DESK

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: §  
Bell *et al.* §  
Serial No.: 08/455,683 § Group Art Unit: UNKNOWN  
Filed: Concurrently Herewith § Examiner: UNKNOWN  
For: OPIOID RECEPTORS: § Atty Dkt.: ARCD:177/WIM  
METHODS AND COMPOSITIONS §

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VIA HAND DELIVERY

RESPONSE TO SEQUENCE REQUIREMENTS

Assistant Commissioner for Patents  
Washington, D.C. 20231  
Attn: Box Missing Parts

Sir:

The present paper is submitted in response to the Notice to File Missing Parts mailed from the PTO on July 17, 1995. The Notice (copy enclosed) states that the application does not comply with the sequence rules. More specifically, the notice states that a computer disk, paper copy of the sequence listing, and a verified statement are required.

Applicants have reviewed the application papers filed on May 31, 1995, and believe that the present application is in complete compliance with the sequence rules set forth in 37 C.F.R. §§ 1.821-1.825. It is therefore respectfully submitted that the notice to comply must be in error.

The present application was filed as a Rule 60 divisional of application serial number 08/292,694 (the '694 application). A computer disk and paper copy of the sequence listing for the '694 application is on file with the PTO. At 37 C.F.R. § 1.821(e), it is stated that a second computer readable form of a sequence listing need not be enclosed in a continuing application

if the disk can be located with a parent file. The present applicants filed a statement to this effect on May 31, 1995, along with the request for filing of the divisional application. In this statement, Applicants' representative verifies that the content of the sequence listing for the present divisional application is the same as the content of the sequence listing in the '694 application. A copy of this statement, along with a copy of the date-stamped and returned postcard from the PTO, is enclosed herewith.

Also enclosed with the divisional application filing papers of May 31, 1995, and listed on the postcard, was a paper copy of the sequence listing and an amendment directing the entry of the paper copy into the specification of the divisional application. These directions can be found at page 19 of the Preliminary Amendment, where the sequence listing is entered at page 195 of the parent specification.

In light of the foregoing remarks, applicants submit that the present application is indeed in compliance with the sequence rules. Should any further particular errors be noted by the PTO, applicants would be pleased to submit an additional response. However, at the present time, this document is submitted to be a full and complete response to the Notice to File Missing Parts, mailed May 31, 1995.

No fees are believed to be required in connection with the submission of this document. However, should any fees or Petitions be deemed necessary, including a Petition to Revive,

please consider this paper such a petition and deduct the necessary fees from Arnold, White & Durkee Deposit Account No. 01-2508/ARCD:177/PAR.

Respectfully submitted,



Shelley P.M. Fussey  
Reg. No. 39,458  
Agent for Applicants

ARNOLD, WHITE & DURKEE  
P.O. Box 4433  
Houston, Texas 77210  
(512) 418-3000

Date: July 31, 1995

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ARNOLD, WHITE & DURKEE

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*Attorneys at Law*

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July 31, 1995

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9/21/8

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FILE:

VIA HAND DELIVERY

Assistant Commissioner for Patents  
Washington, D.C. 20231

ARCD:177  
**RECEIVED**  
AUG 28 1995  
GROUP 1800

Re: Patent Application for OPIOID RECEPTORS: METHODS AND  
COMPOSITIONS--Bell *et al.*, Div. of ARCD:140

Sir:

Enclosed for filing in the above-referenced patent application are:

- (1) A Response to Sequence Requirements;
- (2) A copy of a Notice to File Missing Parts;
- (3) A copy of a statement filed on May 31, 1995 and the accompanying date-stamped and returned postcard returned from the PTO; and
- (4) A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

ARNOLD, WHITE & DURKEE

Commissioner of Patents  
and Trademarks  
July 31, 1995  
Page 2

Should any fees under 37 C.F.R. §§ 1.16 to 1.18 be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Arnold, White & Durkee Deposit Account No. 01-2508/ARCD:177/PAR.

Respectfully submitted,



Shelley P.M. Fussey  
Reg. No. 39,458  
Agent for Applicants

SPMF/kcr.01  
Enclosures

cc: Ms. Cindy Lohman for distribution (w/encls.) to:  
Ms. Rajni Aneja  
Dr. Graeme I. Bell  
Dr. Terry Reisine  
David L. Parker, Esq.  
Mark B. Wilson, Esq.  
Onita Cheyne, Patent Paralegal

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